THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.31805 of 1997

Dated: 06.02.2007

Between:

Smt.G.Sabita Reddy W/o G.V.R.Reddy and others.

..... PETITIONERS

AND

Government of Andhra Pradesh,
rep., by its Principal Secretary, Revenue,
Secretariat Buildings, Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.31805 of 1997

ORDER:

Petitioners claim to be the owners of various extents of house sites in GLR No.163, Bunglow No.56, situated at Bolaram road, Alwal, Secunderabad Cantonment. While so, the respondent-authorities acquired the said house sites for the purpose of widening the road by promising that alternative sites would be provided to the petitioners. Now the grievance of the petitioners is that though their plots were acquired, they were not provided with any alternative sites. Hence, this writ petition.

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue.

This Court, while issuing rule nisi on 28.11.1997, directed

the respondents to consider the request of the petitioners for allotment of alternative house sites. Now, learned counsel for the petitioner submits that despite the said direction, no orders are passed.

Further, it is clear from the record that the respondents have not chosen to file any counter. Admittedly, petitioners are the absolute owners of the sites in question and when the said sites are required for the Government, they can be acquired only by initiating proceedings under the Land Acquisition Act. However, it appears that no proceedings under the Land Acquisition Act are initiated and the petitioners are made to understand that they would be provided with alternative sites. Having regard to the said fact, the respondents are hereby directed either to initiate the proceedings under the Land Acquisition Act and pay compensation to the petitioners for the sites that were acquired, or provide alternative sites, if available. The said action shall be done within a period of three months from today.

With the above direction, the writ petition is disposed of. There shall be no order as to costs.

06.02.2007

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